

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

\* \* \* \* \*

Francisco Javier Quintero-Corral,

Petitioner,

vs.

United States of America,

Respondents.

ORDER ADOPTING THE  
REPORT AND RECOMMENDATION

Civ. No. 05-1823 (ADM/RLE)

\* \* \* \* \*

Based upon the Findings and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-titled matter, **IT IS ORDERED:**

1. That the Petitioner's application for Habeas Corpus relief under Title 28 U.S.C. §2241 [Docket No. 1] is construed to be a Motion to vacate his conviction and sentence pursuant to Title 28 U.S.C. §2255; and
2. That the Clerk of Court is directed to transfer this action to the District of Arizona pursuant to Title 28 U.S.C. §§1406(a) and 1631.

s/Ann D. Montgomery

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Ann D. Montgomery, Judge  
United States District Court

DATED: September 14, 2005  
At Minneapolis, Minnesota